



# PROPOSED RULE MAKING

**CR-102 (June 2004)**

(Implements RCW 34.05.320)

Do **NOT** use for expedited rule makingAgency: **Department of Ecology** AO# 04-07

- ☒ Preproposal Statement of Inquiry was filed as WSR **04-23-039**; or  
☐ Expedited Rule Making--Proposed notice was filed as WSR \_\_\_\_\_; or  
☐ Proposal is exempt under RCW 34.05.310(4).

- ☐ Original Notice  
☐ Supplemental Notice to WSR \_\_\_\_\_  
☒ Continuance of WSR **05-20-043**

Title of rule and other identifying information: (Describe Subject)

This rule making will adopt a new rule, Chapter 173-333 WAC – Persistent Bioaccumulative Toxins Regulation, that will establish Ecology's process and procedures to address the subject of persistent bioaccumulative toxic substances.

Hearing location(s):

Date: \_\_\_\_\_ Time: \_\_\_\_\_

Submit written comments to:

Name: **Mike Gallagher, PBT Coordinator**Address: **Dept. of Ecology****PO Box 47600****Olympia, WA 98504**e-mail **[mgal461@ecy.wa.gov](mailto:mgal461@ecy.wa.gov)**fax **(360)407-6884** by **November 18, 2005 (5:00 PM PST)**

Assistance for persons with disabilities: Contact

Date of intended adoption: **December 15, 2005**(Note: This is **NOT** the effective date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules:

**To extend public comment period to November 18, 2005.**

Reasons supporting proposal:

Statutory authority for adoption:

Statute being implemented:

Is rule necessary because of a:

Federal Law?

☐ Yes No

Federal Court Decision?

☐ Yes No

State Court Decision?

☐ Yes No

If yes, CITATION:

DATE

11/3/05

NAME (type or print)

**Polly Zehm**

SIGNATURE

TITLE

**Deputy Director****CODE REVISER USE ONLY**CODE REVISER'S OFFICE  
STATE OF WASHINGTON  
FILED

NOV 3 2005

TIME 3:49 AM

WSR 05-23-008

(COMPLETE REVERSE SIDE)

**Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:**

**Name of proponent:** (person or organization)

**Department of Ecology**

- ☐ Private  
☐ Public  
☒ Governmental

**Name of agency personnel responsible for:**

Name	Office Location	Phone
Drafting..... <b>Michael J. Gallagher</b>	<b>Ecology HQ – PO Box 47600, Olympia, WA 98504</b>	<b>(360) 407-6868</b>
Implementation.... <b>Michael J. Gallagher</b>	<b>Ecology HQ – PO Box 47600, Olympia, WA 98504</b>	<b>(360) 407-6868</b>
Enforcement.....N/A	N/A	( )

**Has a small business economic impact statement been prepared under chapter 19.85 RCW?**

☐ Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone ( ) \_\_\_\_\_

fax ( ) \_\_\_\_\_

e-mail \_\_\_\_\_

No. Explain why no statement was prepared.

**Is a cost-benefit analysis required under RCW 34.05.328?**

☐ Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone ( ) \_\_\_\_\_

fax ( ) \_\_\_\_\_

e-mail \_\_\_\_\_

No: Please explain: